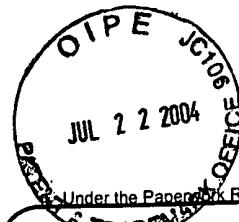


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PTO/SB/21 (02-04)

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TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM  (to be used for all correspondence after initial filing)	Application Number	09/336,392	
	Filing Date	06/18/1999	
	First Named Inventor	Terrence R. Green	
	Art Unit	1616	
	Examiner Name	Choi, Frank I.	
Total Number of Pages in This Submission	16	Attorney Docket Number	25658-3202US

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Article: Nitric Oxide and Infectious diseases (4 pgs.); return postcard.
<b>Remarks</b> AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER.		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Heller Ehrman White & McAuliffe LLP 275 Middlefield Road Menlo Park, CA 94025
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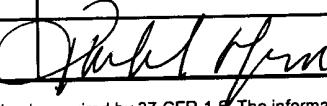
Signature	Hao Y. Tung
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Date	7/22/04
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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EL976544404US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Terrence R. Green et al. : Confirmation No.: 7579

App. No.: 09/336,392 : Art Unit: 1616

Filed: June 18, 1999 : Examiner: Choi, Frank I.

For: Medical device having anti-infective and contraceptive properties

Mailstop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO OFFICE ACTION**

In response to the Office Action mailed January 16, 2004, please enter the following amendment and consider the following remarks. The communication is responsive to the Notice of Non-Compliant Amendment mailed on June 29, 2004. As directed by the Examiner, Applicants hereby submit a complete listing of claims, with status identifiers, in compliance with 37 C.F.R. 1.121. The USPTO is hereby authorized to charge any fees associated with this Response and any accompanying papers to Heller Ehrman White & McAuliffe LLP, deposit account no. 08-1641.